

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
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FILED

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INDIANA UTILITY
REGULATORY COMMISSION

CAUSE NO. 42679

PETITION OF THE CITY OF SALEM)
FOR AUTHORITY TO INCREASE RATES)
AND CHARGES FOR WATER UTILITY)
SERVICE ON BOTH EMERGENCY AND)
NON-EMERGENCY BASES, FOR)
APPROVAL OF A NEW SCHEDULE OF)
RATES AND CHARGES FOR WATER)
UTILITY SERVICE, AND FOR AUTHORITY)
TO ISSUE BONDS, NOTES OR OTHER)
OBLIGATIONS)


You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") caused the following entry to be made:

On December 1, 2004, counsel for the City of Salem ("Petitioner") filed a *Motion for Extension of Time* ("Motion"), advising that due to the press of other matters it has not had adequate time to complete its rebuttal testimony and cannot reasonably have it completed by the previously established deadline of December 1, 2004. Petitioner requested a two (2) day enlargement of time to and including December 3, 2004, in order to complete its rebuttal filing. The Motion indicates that counsel for the Indiana Office of Utility Consumer Counselor has been contacted and has agreed to the requested enlargement of time.


170 IAC 1-1.1-18(i) governs written requests for extensions of time in which to prefile testimony. While the rule states that "The motion should be filed prior to the time set for the filing of the testimony . . .", it also provides that the Presiding Officer, for good cause shown, may fix the extension of time in which to prefile testimony in order to avoid undue delay and provide a reasonable opportunity for all parties to properly prepare their cases.

The Presiding Officers, being duly advised in the premises, now find that Petitioner's Motion should be granted. The evidentiary hearing in this Cause remains scheduled for December 13, 2004, at 9:30 a.m. in Room E306, Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana.

IT IS SO ORDERED.



Judith G. Ripley, Commissioner



Andrea L. Brandes, Administrative Law Judge

Date: December 3, 2004